

## **Remarks:**

In the Office Action mailed on March 16, 2010, the Examiner rejected claims 1 – 23 and 25 – 41. Applicants cancel claims 11-13, 23 – 31, and 34 – 41 herein. Claim 24 has previously been cancelled. Claims 1-10, 14 – 22, and 32 – 37 are pending in the application.

## **The Claims**

### **35 USC 101**

Claims 13, 23-31, 38-39 and 41 were rejected under 35 USC 101 because the claimed invention is directed to non-statutory subject matter. Claims 13, 23 – 31, 38 – 39, and 41 have been cancelled. Accordingly, the rejection is moot.

### **35 USC 112, first and second paragraph**

Claims 11, 12, 40 and 41 were rejected under 35 USC 112, first and second paragraphs. Claims 11, 12, 40 and 41 have been cancelled herein. Accordingly, the rejection is moot.

### **Claims 34 - 37**

Claims 34 through 37 were not explicitly rejected under 35 USC 112 in the office action. However, as these claims depend from Claims 11 and 12, respectively, the cancellation of Claims 11 and 12 necessitate some action with respect to Claims 34 through 37 as implied in the Advisory Action of June 16, 2010. Accordingly, Applicants cancel these claims herein.

### **35 USC 102 and 103**

Applicants have submitted the above cancellations of the claims to clarify the issues for appeal, in particular, to remove the 35 USC 101 and 35 USC 112 issues from appeal. However, the rejections under 35 USC 102 and 103 will be appealed. Accordingly, Applicants defer addressing these rejections for the appeal.

**CONCLUSION**

It is submitted that all of the claims now in the application are in good condition for appeal. Applicants respectfully request entry of the cancellation of the claims made herein for the purpose of focusing the issues on appeal to the rejections under 35 USC 102 and 103. If the Examiner believes that the prosecution of the application would be facilitated by a telephonic interview, Applicants invite the Examiner to contact the undersigned at the number given below.

Respectfully submitted,

Date: July 7, 2010

/Pehr Jansson/  
Pehr Jansson

Registration No. 35,759

The Jansson Firm  
3616 Far West Blvd. # 117-314  
Austin, TX 78759  
512-372-8440  
512-597-0639 (Fax)  
pehr@thejanssonfirm.com